

Appl. No. 10/711,567
Amdt. dated July 21, 2006
Reply to Office action of June 23, 2006

REMARKS/ARGUMENTS

Restriction to one of the following inventions is required under 35 U.S.C.121:

- I. Claims 1-8, drawn to a process, classified in class 438, subclass 38.
- II. Claims 9-19, drawn to a product, classified in class 257, subclass 79.

5 The inventions are distinct, each from the other because of the following reasons:

Inventions I and II are related as process of making and product made. The inventions are distinct if either or both of the following can be shown: (1) that the process as claimed can be used to make other and materially different product or (2) that the
10 process as claimed can be made by another and materially different process MPEP § 806.05(f). In the instant case, the product as claimed can be made by another and materially different process such as a process where in the second temperature is not lower than the melting point of the first group III element.

15 Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.

20 Because these inventions are distinct for the reasons given above and the search required for Group I is not required for Group II, restriction for examination purposes as indicated is proper.

Response:

25 The Applicant has consequently amended the claims in the above Amendments to the Claims section to elect the claims in Group I. Claims 1-8, drawn to a process, are elected as the subject matter to be examined in the present application. Claims 9-19 are non-elected and therefore cancelled. Examination of claims 1-8 is therefore requested.

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Sincerely yours,

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Date: July 21, 2006

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Note: Please leave a message in my voice mail if you need to talk to me. (The time in D.C.
is 12 hours behind the Taiwan time, i.e. 9 AM in D.C. = 9 PM in Taiwan.)